IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

WP(C).No. 5325 of 2004(H)

PETITIONER:

A.S. BENCHAMIN, ARESSERIL,
KATTOOR P.O., KALAVOOR, ALAPPUZHA DISTRICT.

BY ADV. SRI.K.K.SATHEESH

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
THE SECRETARY TO GOVERNMENT, GENERAL
ADMINISTRATION (FFP.A)DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR, ALAPPUZHA.

BY GOVERNMENT PLEADER SMT.T.B.RAMANI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIOENRS EXHIBITS:

EXT.P1: COPY OF THE APPLICATION SUBMITTED BY THE PETITIONER TO THE 2ND RESPONDENT DATED 8.8.1985.

EXT.P2: COPY OF THE ABSCONDENCE CERTIFICATE ISSUED BY SRI.V.K.KARUNAKARAN DATED 29.7.1985.

EXT.P3: COPY OF THE NARC ISSUED BY THE CHIEF JUDICIAL MAGISTRATE COURT, ALEPPEY IN CASE NO.P.E.7/1122 ME.

EXT.P4: COPY OF THE COMMUNICATION NO.D.DIS. 65245/86/N.4 DT.8.9.1987 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.

EXT.P5: COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER TO THE 2ND RESPONDENT DATED 3.10.2001.

EXT.P6: COPY OF THE JUDGMENT DATED 17.10.2002 OF THE HON'BLE HIGH COURT OF KERALA IN O.P.No.28743/2002.

EXT.P7: COPY OF THE LETTER NO.H4.46419/03 DATED 3.12.2003 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.

EXT.P8: COPY OF THE REPRESENTATION DT.1.1.2004 SUBMITTED BY THE PETITIONER.

EXT.P9: COPY OF THE PKC ISSUED BY SRI.H.K.CHAKRAPANI DATED 9.12.2003.

EXT.P10: COPY OF THE ORDER OF SANCTION OF CENTRAL PENSION (SSS PENSION) TO SRI.H.K.CHAKRAPANI.

EXT.P11: COPY OF THE TRUE EXTRACT OF THE CONVICT REGISTER OF CENTRAL PRISON, TRIVANDRUM ISSUED BY THE SUPDT. IN RESPECT OF SRI.H.K.CHAKRAPANI.

TRUE COPY

P.A.TO JUDGE

THOTTATHIL B.RADHAKRISHNAN,J

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W.P.(C).No.5325 of 2004

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Dated this the 11th day of July, 2007

JUDGMENT

In view of Ext.P1 certificate issued by Sri.H.K.Chakrapani, who is the recipient of freedom fighters pension(Central), the case of the petitioner shall be placed before the District Advisory Committee and a final decision taken within a period of four months from the date of receipt of a copy of this judgment. Writ petition is disposed of with the above directions.

THOTTATHIL B.RADHAKRISHNAN, JUDGE

dvs